

PHILLIP A. TALBERT
Acting United States Attorney
JEFFREY A. SPIVAK
Assistant U.S. Attorney
2500 Tulare Street, Suite 4401
Fresno, California 93721
Telephone: (559) 497-4000

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

MARK A. NYMAN,

Defendant.

Case No. 5:21-po-00604-JLT

MOTION AND ~~[PROPOSED]~~ ORDER FOR
DISMISSAL WITHOUT PREJUDICE

The United States of America, by and through Phillip A. Talbert, Acting United States Attorney, and Jeffrey A. Spivak, Assistant United States Attorney, pursuant to Rule 48(a) of the Federal Rules of Criminal Procedure, moves to dismiss this case in the interest of justice without prejudice.

DATED: September 13, 2021

Respectfully submitted,

PHILLIP A. TALBERT
Acting United States Attorney

By: /s/ Jeffrey A. Spivak
JEFFREY A. SPIVAK
Assistant U.S. Attorney

ORDER

IT IS HEREBY ORDERED that this case is dismissed in the interest of justice without prejudice.
IT IS SO ORDERED.

Dated: **September 13, 2021**

/s/ Jennifer L. Thurston
CHIEF UNITED STATES MAGISTRATE JUDGE